Spirit Airlines Inc. v. 24/7 Real Media Inc. et al Doc. 56 Att. 40

AFFIDAVIT OF SERVICE

Came to hand on the **3rd** day of **April** , **2007**, at **4:30 o'clock pm.**
Cause No. **07-60399** Judge Altonaga

Executed at **800 Brazos Street, Suite 1100** **Austin, Texas 78701** within the County of **Travis** at **10:45 o'clock am** on the **4th** day of **April** , **2007**, by delivering to the within named:

RACKSPACE, LTD., by delivering to its Registered Agent, CAPITOL CORPORATE SERVICES, INC., by delivering to its designated agent, RHONDA MAYBIN, in person, a true copy of this Summons, together with Complaint for Inter-Pleader, having first endorsed upon such copy of such Summons the date of delivery.

FILED BY ___ D.C.
07 APR 30 AM 11:41
CLERK U.S. DIST. CT.
S.D. OF FL.-MIAMI
DKT

I am not a party to or interested in the outcome of the suit referenced above. I am authorized by written order to serve citation and other notices. I am not less than eighteen (18) years of age.

Service Fee $

SPIRIT AIRLINES, INC.,	
	Plaintiff
V.	
24/7 REAL MEDIA, INC., ET AL	
	Defendant

By: ______________________
Jefferson R. Keyton **ID# SCH-735**
(Authorized Person)

VERIFICATION

STATE OF TEXAS §
COUNTY OF TRAVIS §

BEFORE ME, A NOTARY PUBLIC, on this day personally appeared **Jefferson R. Keyton** , known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are true and correct.

Given under my hand and seal of office this 5th day of April , A.D., 2007.

SCOTT L. THOMAS
Notary Public, State of Texas
My Commission Expires
January 09, 2008

____
NOTARY PUBLIC, STATE OF TEXAS

33604/Spirit

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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

Spirit Airlines, Inc.,

Plaintiff,

vs.

24/7 Real Media, Inc., Advertising.com, Inc., America Online, Inc. dba AOL, Burst Media Corporation, Carrollton Bank, CheapFlights (USA), Inc., Echo Target, Inc., Hotwire, Inc., Intercept Interactive, Inc., Priceline.com, LLC, Rackspace, Ltd., Shermans Travel, Inc., SideStep, Inc., Smarter Living, Inc., SpecificMedia, Inc., Travel Marketing Group, Inc., TravelZoo, Inc., Tribal Fusion, Inc., TripAdvisor LLC, Valueclick, Inc., and The Weather Channel Interactive, Inc., and all other persons or entities unknown claiming any right, title or interest to the funds described in the Complaint herein,

Defendants.

Civil Action File No. __________

07-60399

CIV-ALTONAGA

MAGISTRATE JUDGE
TURNOFF

SUMMONS IN A CIVIL CASE

TO: Rackspace, Ltd.
c/o Capital Corporate Services, Inc., Registered Agent of Rackspace, Ltd.
800 Brazos
Austin, TX 78701

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Local Counsel for Spirit Airlines, Inc.

Anthony Carriuolo (FL Bar No. 434541)
BERGER SINGERMAN
350 East Las Olas Boulevard, Suite 1000
Fort Lauderdale, FL 33301
954-525-9900 (phone)
954-523-2872 (fax)

AND

Connie A. Lahn (MN Bar No. 0269219)
Lara O. Glaesman (MN Bar No. 316866)
FAFINSKI MARK & JOHNSON, P.A
Flagship Corporate Center
775 Prairie Center Drive, Suite 400
Eden Prairie, MN 55344
952-995-9500 (phone)
952-995-9577 (fax)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time.

Clarence Maddox
Clerk

(By) Deputy Clerk

MAR 2 1 2007
Date